Case 05-48860 Doc 1 Filed 10/11/05 Entered 10/11/05 18:12:14 Desc Main Document Page 1 of 39

(Official Form 1) (12/03)

| FORM B1 United States Northern I | Voluntary Petition | | |
|---|--|---|---|
| Name of Debtor (if individual, enter Last, First, M. Jernstrom, Jay R. | fiddle): | Name of Joint Debtor (Spouse) (L Jernstrom, Cynda M. | ast, First, Middle): |
| All Other Names used by the Debtor in the last 6 y (include married, maiden, and trade names): | years | All Other Names used by the Join (include married, maiden, and trace FKA Cynda M. Regnier | |
| Last four digits of Soc. Sec. No. / Complete EIN or of (if more than one, state all): xxx-xx-8110 | other Tax I.D. No. | Last four digits of Soc. Sec. No. / ((if more than one, state all): | Complete EIN or other Tax I.D. No. |
| Street Address of Debtor (No. & Street, City, State 2608 North Burling Unit 3 Chicago, IL 60614 | & Zip Code): | | . & Street, City, State & Zip Code): |
| County of Residence or of the Principal Place of Business: Cook | | County of Residence or of the Principal Place of Business: | ook |
| Mailing Address of Debtor (if different from street | address): | Mailing Address of Joint Debtor (| if different from street address): |
| Location of Principal Assets of Business Debtor (if different from street address above): | | | |
| Venue (Check any applicable box) ■ Debtor has been domiciled or has had a resid preceding the date of this petition or for a lor □ There is a bankruptcy case concerning debtor | ence, principal place on ger part of such 180 of | lays than in any other District. | is District for 180 days immediately |
| Type of Debtor (Check all boxes that | | = | ankruptcy Code Under Which |
| | | ☐ Chapter 7 ☐ C | Filed (Check one box) Chapter 11 |
| Nature of Debts (Check one bo | | | (Check one box) |
| Chapter 11 Small Business (Check all bo. □ Debtor is a small business as defined in 11 U □ Debtor is and elects to be considered a small 11 U.S.C. § 1121(e) (Optional) | xes that apply) .S.C. § 101 | Must attach signed application | Iments (Applicable to individuals only.) on for the court's consideration hable to pay fee except in installments. orm No. 3. |
| Statistical/Administrative Information (Estimates ■ Debtor estimates that funds will be available to Debtor estimates that, after any exempt proper will be no funds available for distribution to use the state of | for distribution to unse erty is excluded and ad | | THIS SPACE IS FOR COURT USE ONLY |
| | 50-99 100-199 | 200-999 1000-over | |
| Estimated Assets \$0 to \$50,001 to \$100,001 to \$500,001 to \$500,000 \$1 million | \$1,000,001 to \$10,000,0 \$10 million \$50 million | | |
| Estimated Debts \$0 to \$50,001 to \$100,001 to \$500,001 to \$50,000 \$1 million | \$1,000,001 to \$10,000,0 \$10 million \$50 million | n \$100 million \$100 million | |

| (Official Form Cases) 5-48860 Doc 1 Filed 10/11/05 | Entered 10/11/05 18:12 | :14 Desc Main |
|--|---|--|
| Voluntary Petition Document | Nage 12:10fr39 | FORM B1, Page 2 |
| (This page must be completed and filed in every case) | Jernstrom, Jay R. | |
| | Jernstrom, Cynda M. | |
| Prior Bankruptcy Case Filed Within Last 6 | | |
| Location Where Filed: - None - | Case Number: | Date Filed: |
| Pending Bankruptcy Case Filed by any Spouse, Partner, or | Affiliate of this Debtor (If more than | one, attach additional sheet) |
| Name of Debtor: | Case Number: | Date Filed: |
| - None - | | |
| District: | Relationship: | Judge: |
| Signa | atures | |
| Signature(s) of Debtor(s) (Individual/Joint) | | hibit A |
| I declare under penalty of perjury that the information provided in this | (To be completed if debtor is require | ed to file periodic reports (e.g., forms |
| petition is true and correct. | 10K and 10Q) with the Securities an Section 13 or 15(d) of the Securities | d Exchange Commission pursuant to |
| [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed | requesting relief under chapter 11) | Exchange Act of 1934 and is |
| under chapter 7, 11, 12, or 13 of title 11, United States Code, understand | ☐ Exhibit A is attached and mad | le a part of this petition. |
| the relief available under each such chapter, and choose to proceed under chapter 7. | Exi | hibit B |
| I request relief in accordance with the chapter of title 11, United States | | debtor is an individual |
| Code, specified in this petition. | whose debts are pri I, the attorney for the petitioner nam | marily consumer debts) |
| T 7 | that I have informed the petitioner th | |
| X /s/ Jay R. Jernstrom | chapter 7, 11, 12, or 13 of title 11, U | nited States Code, and have |
| Signature of Debtor Jay R. Jernstrom | explained the relief available under | each such chapter. |
| X /s/ Cynda M. Jernstrom | X _/s/ Todd M. Wincek # | October 10, 2005 |
| Signature of Joint Debtor Cynda M. Jernstrom | Signature of Attorney for Debto Todd M. Wincek # 627083 | |
| | | hibit C |
| Telephone Number (If not represented by attorney) | Does the debtor own or have posses | sion of any property that poses |
| October 10, 2005 | a threat of imminent and identifiable | harm to public health or |
| Date | safety? Yes, and Exhibit C is attached | and made a part of this petition |
| Signature of Attorney X /s/ Todd M. Wincek # | ■ No | and made a part of any pedition. |
| Signature of Attorney for Debtor(s) | _ | orney Petition Preparer |
| Todd M. Wincek # 6270832 | I certify that I am a bankruptcy petit § 110, that I prepared this document | ion preparer as defined in 11 U.S.C. |
| Printed Name of Attorney for Debtor(s) | provided the debtor with a copy of the | |
| Burns & Wincek, Ltd. | Provided and access when a copy or a | |
| Firm Name | Printed Name of Bankruptcy Pe | tition Preparer |
| 53 W. Jackson | | - |
| Suite 560 Chicago, IL 60604 | Social Security Number (Require | red by 11 U.S.C.§ 110(c).) |
| Address Email: bandwlaw@sbcglobal.net | | |
| 312-880-0195 Fax: 312-880-0196 | | |
| Telephone Number | Address | |
| October 10, 2005 | Namas and Serial S | house of all other individual and |
| Date | prepared or assisted in preparing | bers of all other individuals who this document: |
| Signature of Debtor (Corporation/Partnership) | r ir i i i i i i i i i i i i i i i i i | |
| I declare under penalty of perjury that the information provided in this | | |
| petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. | | |
| The debtor requests relief in accordance with the chapter of title 11, | | d this document, attach additional |
| United States Code, specified in this petition. | sheets conforming to the approp | oriate official form for each person. |
| X | XSignature of Bankruptcy Petition | |
| X | Signature of Bankruptcy Petition | n Preparer |
| | - | |
| Printed Name of Authorized Individual | Date | |
| | A bankruptcy petition preparer's | s failure to comply with the |
| Title of Authorized Individual | provisions of title 11 and the Fe Procedure may result in fines or | deral Rules of Bankruptcy |
| Date | U.S.C. § 110; 18 U.S.C. § 156. | |

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United States Bankruptcy Court Northern District of Illinois

| In re | Jay R. Jernstrom, | Case No. | | | |
|-------|--------------------|----------|---------|----|--|
| | Cynda M. Jernstrom | | | | |
| - | | Debtors | Chapter | 13 | |
| | | | • | · | |

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

| | | | AM | OUNTS SCHEDULED | |
|---|----------------------|------------------|-------------------|-----------------|----------|
| NAME OF SCHEDULE | ATTACHED (YES/NO) | NO. OF SHEETS | ASSETS | LIABILITIES | OTHER |
| A - Real Property | Yes | 1 | 300,000.00 | | |
| B - Personal Property | Yes | 4 | 18,515.00 | | |
| C - Property Claimed as Exempt | Yes | 1 | | | |
| D - Creditors Holding Secured Claims | Yes | 1 | | 286,927.77 | |
| E - Creditors Holding Unsecured Priority Claims | Yes | 2 | | 400.00 | |
| F - Creditors Holding Unsecured Nonpriority Claims | Yes | 4 | | 26,357.87 | |
| G - Executory Contracts and Unexpired Leases | Yes | 1 | | | |
| H - Codebtors | Yes | 1 | | | |
| I - Current Income of Individual Debtor(s) | Yes | 1 | | | 7,324.05 |
| J - Current Expenditures of Individual Debtor(s) | Yes | 2 | | | 6,700.11 |
| Total Number of Sheets of ALL S | Schedules | 18 | | | |
| | Т | otal Assets | 318,515.00 | | |
| | | | Total Liabilities | 313,685.64 | |

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| In re | Jay R. Jernstrom, | Case No | |
|-------|--------------------|---------|--|
| | Cynda M. Jernstrom | | |

Debtors SCHEDULE A. REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

| | Claim or Exemption |
|---|---|
| Description and Location of Property Nature of Debtor's Nature of Debtor's Nife, Interest in Property Light or | Current Market Value of Debtor's Interest in Property, without Deducting any Secured Amount of Secured Claim |

Sub-Total > **300,000.00** (Total of this page)

Total > **300,000.00**

.

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| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| | Cynda M. Jernstrom | |

Debtors

SCHEDULE B. PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

| | Type of Property | N O Description and Location of Property E | Husband, Wife, Joint, or Community | Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption |
|----|---|---|---|--|
| 1. | Cash on hand | x | | |
| 2. | 5 · · · · · · · · · · · · · · · · · · · | Joint Checking Account with Washington Mutual | J | 200.00 |
| | accounts, certificates of deposit, or shares in banks, savings and loan, | Joint Savings Account with Washington Mutual | J | 25.00 |
| | thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives. | Wife's Checking with North Community Bank | J | 40.00 |
| 3. | Security deposits with public utilities, telephone companies, landlords, and others. | X | | |
| 4. | Household goods and furnishings, including audio, video, and computer equipment. | Miscellaneous Used Household Goods and Furnishings | J | 1,200.00 |
| 5. | Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles. | Miscellaneous Books, Tapes, CD's etc. | J | 150.00 |
| 6. | Wearing apparel. | Personal Used Clothing | - | 400.00 |
| 7. | Furs and jewelry. | Wedding Bands and Miscellaneous Costume Jewelry Including Earrings, Watches, Bracelets, Necklaces | - | 400.00 |
| 8. | Firearms and sports, photographic, and other hobby equipment. | x | | |
| 9. | Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each. | Term Life Insurance Policy through Husband's Employer, Hudson Global Staffing - No Cash Surrender Value | н | 0.00 |
| | | (То | Sub-Totatal of this page) | al > 2,415.00 |

³ continuation sheets attached to the Schedule of Personal Property

| In re | Jay R. Jernstrom, | Case No |
|-------|--------------------|---------|
| | Cvnda M. Jernstrom | |

Debtors

SCHEDULE B. PERSONAL PROPERTY

(Continuation Sheet)

| | | | (Continuation Sheet) | | |
|-----|---|------------------|--|---|--|
| | Type of Property | N O N E | Description and Location of Property | Husband, Wife, Joint, or Community | Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption |
| | | | Health Insurance Policy through Wife's Employer, Cost Plus World Market - No Cash Surrender Value | W | 0.00 |
| | | | Term Life Insurance Policy through Wife's Employer, Cost Plus World Market - No Cash Surrender Value | W | 0.00 |
| 10. | Annuities. Itemize and name each issuer. | X | | | |
| 11. | Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize. | | Husband's 401K with Former Employer Patrick Engineering | J | 1,500.00 |
| 12. | Stock and interests in incorporated and unincorporated businesses. Itemize. | | Stocks in Southwest Airlines and Caesar's Entertainment - Current Value \$100.00 | J | 100.00 |
| 13. | Interests in partnerships or joint ventures. Itemize. | X | | | |
| 14. | Government and corporate bonds and other negotiable and nonnegotiable instruments. | Х | | | |
| 15. | Accounts receivable. | X | | | |
| 16. | Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars. | X | | | |
| 17. | Other liquidated debts owing debtor including tax refunds. Give particulars. | Х | | | |
| 18. | Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property. | Х | | | |

Sub-Total > 1,600.00 (Total of this page)

Sheet <u>1</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

In re Jay R. Jernstrom, Case No. Cynda M. Jernstrom Debtors SCHEDULE B. PERSONAL PROPERTY (Continuation Sheet) Husband, Current Market Value of N O N E Wife, Debtor's Interest in Property, Type of Property Description and Location of Property Joint, or without Deducting any Secured Claim or Exemption Community 19. Contingent and noncontingent X interests in estate of a decedent, death benefit plan, life insurance policy, or trust. 20. Other contingent and unliquidated X claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each. 21. Patents, copyrights, and other X intellectual property. Give particulars. 22. Licenses, franchises, and other Χ general intangibles. Give particulars. 1998 Pontiac Sunfire SE Coup 2D (More than 35,000 2.700.00 23. Automobiles, trucks, trailers, and Miles Fair Condition) other vehicles and accessories. CO - SUV 2001 Ford Explorer-1/2 Ton-V6 Wagon 2D J 11,800.00 Sport (More than 50,000 Miles) X 24. Boats, motors, and accessories. Χ 25. Aircraft and accessories. 26. Office equipment, furnishings, and Χ supplies. 27. Machinery, fixtures, equipment, and Χ supplies used in business. Χ 28. Inventory. Family Pets - 2 Cats (Dexter & Elston) 0.00 29. Animals. 30. Crops - growing or harvested. Give Χ particulars.

Sub-Total > 14,500.00 (Total of this page)

Sheet **2** of **3** continuation sheets attached to the Schedule of Personal Property

31. Farming equipment and

implements.

Χ

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| In re Jay R. Jernstrom, Case No Cynda M. Jernstrom | | | | | | | |
|---|--|---------------------------|--------------------------------------|---|--|--|--|
| | Debtors SCHEDULE B. PERSONAL PROPERTY (Continuation Sheet) | | | | | | |
| | Type of Property | Type of Property N O N E | Description and Location of Property | Husband, Wife, Joint, or Community | Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption | | |
| 32. | Farm supplies, chemicals, and feed. | Х | | | | | |
| 33. | Other personal property of any kind not already listed. | X | | | | | |

| Sub-Total > | 0.00 | | (Total of this page) | | Total > | 18,515.00 |

Sheet <u>3</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

In re Jay R. Jernstrom, Cynda M. Jernstrom

| Case No. | | |
|----------|--|--|
| | | |

Debtors

SCHEDULE C. PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: [Check one box]

☐ 11 U.S.C. §522(b)(1): ☐ 11 U.S.C. §522(b)(2):

Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states.

Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest

is exempt from process under applicable nonbankruptcy law.

| Description of Property | Specify Law Providing Each Exemption | Value of Claimed Exemption | Current Market Value of Property Without Deducting Exemption |
|--|--|----------------------------------|--|
| Real Property 2608 North Burling, Unit 3, Chicago, IL 60657 (Debtor's Residence - Condominum Unit) | 735 ILCS 5/12-901 | 15,000.00 | 300,000.00 |
| Checking, Savings, or Other Financial Accounts, C Joint Checking Account with Washington Mutual | rertificates of Deposit 735 ILCS 5/12-1001(b) | 200.00 | 200.00 |
| Joint Savings Account with Washington Mutual | 735 ILCS 5/12-1001(b) | 25.00 | 25.00 |
| <u>Household Goods and Furnishings</u> Miscellaneous Used Household Goods and Furnishings | 735 ILCS 5/12-1001(b) | 1,200.00 | 1,200.00 |
| Books, Pictures and Other Art Objects; Collectibles Miscellaneous Books, Tapes, CD's etc. | <u>s</u> 735 ILCS 5/12-1001(b) | 150.00 | 150.00 |
| Wearing Apparel Personal Used Clothing | 735 ILCS 5/12-1001(a) | 400.00 | 400.00 |
| <u>Furs and Jewelry</u> Wedding Bands and Miscellaneous Costume Jewelry Including Earrings, Watches, Bracelets, Necklaces | 735 ILCS 5/12-1001(b) | 400.00 | 400.00 |
| Interests in IRA, ERISA, Keogh, or Other Pension of Husband's 401K with Former Employer Patrick Engineering | or Profit Sharing Plans 735 ILCS 5/12-1006 | 1,500.00 | 1,500.00 |
| Stock and Interests in Businesses Stocks in Southwest Airlines and Caesar's Entertainment - Current Value \$100.00 | 735 ILCS 5/12-1001(b) | 100.00 | 100.00 |
| Automobiles, Trucks, Trailers, and Other Vehicles 1998 Pontiac Sunfire SE Coup 2D (More than 35,000 Miles Fair Condition) | 735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b) | 1,200.00 1,500.00 | 2,700.00 |

_____ continuation sheets attached to Schedule of Property Claimed as Exempt

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Form B6D (12/03)

| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| _ | Cynda M. Jernstrom | , |

Debtors

SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in more than one of these three

columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME | CODEBTOR | Hu | sband, Wife, Joint, or Community | 00 | U | D | AMOUNT OF | |
|---|----------|-------------|---|-------------|--------------|----------|---|--------------------------------|
| CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | | J M H | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN | CONTINGEN | Ū | . SPUHED | CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL | UNSECURED PORTION IF ANY |
| Account No. 1100070124 | | | 04 | Т | D A T E D | | | |
| America Servicing Co. 7485 New Horizon Way Frederick, MD 21703 | | н | Second Mortgage 2608 North Burling, Unit 3, Chicago, IL 60657 (Debtor's Residence - Condominum Unit) | | ם | | | |
| Account No. 62062152469471001 | ╅ | | Value \$ 300,000.00 | + | \vdash | \dashv | 55,166.20 | 0.00 |
| Capital One Auto Finance 3901 Dallas Parkway Plano, TX 75093 | | н | Lien on Vehicle CO - SUV 2001 Ford Explorer-1/2 Ton-V6 Wagon 2D Sport (More than 50,000 Miles) | | | | | |
| | | | Value \$ 11,800.00 | | | | 9,434.59 | 0.00 |
| Account No. 036152670 Countrywide Home Loans PO Box 5170 Simi Valley, CA 93062 | | н | Mortgage 2608 North Burling, Unit 3, Chicago, IL 60657 (Debtor's Residence - Condominum Unit) | | | | | |
| | | | Value \$ 300,000.00 | | | | 222,326.98 | 0.00 |
| Account No. | | | Value \$ | | | | | |
| continuation sheets attached | | • | (Total of | Sub this | | | 286,927.77 | |
| | | | (Report on Summary of S | _ | Tota Iule | - 1 | 286,927.77 | |

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Form B6E (04/05)

| In re | Jay R. Jernstrom, | Case No |
|-------|--------------------|---------|
| | Cvnda M. Jernstrom | |

Debtors

SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

"Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules. ☐ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.) ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2). ☐ Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,000* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, which ever occurred first, to the extent provided in 11 U.S.C. § 507 (a)(3), as amended by § 1401 of Pub L. 109-8. ☐ Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). ☐ Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5). ☐ Deposits by individuals Claims of individuals up to \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6). ☐ Alimony, Maintenance, or Support Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7). ■ Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C § 507(a)(8). ☐ Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors

of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

^{*}Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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Form B6E - Cont. (04/05)

| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| _ | Cynda M. Jernstrom | , |

SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts
Owed to Governmental Units

TYPE OF PRIORITY

| CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.) | C O D E B T O R | Hu H W J C | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM | CONTINGENT | UNLIQUIDA | D I S P U T E D | TOTAL AMOUNT OF CLAIM | AMOUNT ENTITLED TO PRIORITY |
|---|-----------------|------------------------|---|------------|-----------------------|-----------------|--------------------------|-----------------------------------|
| Account No. | | | 04 | Т | D A T E D | | | |
| IRS - 7 N. Dist. of Illinois Stop 5014CHI 230 S. Dearborn Chicago, IL 60604 | | J | Back Due Taxes | | | | | |
| | ┡ | ┝ | | - | | | 400.00 | 400.00 |
| Account No. | | | | | | | | |
| Account No. | ╁ | \vdash | | | \vdash | H | | |
| | | | | | | | | |
| Account No. | | | | | | | | |
| | | | | | | | | |
| Account No. | | | | | | | | |
| | | | | | | | | |
| Sheet 1 of 1 continuation sheets attack | | |) | | tota | | 400.00 | |
| Schedule of Creditors Holding Unsecured Prio | rity | Cl | aims (Total of t | | | | | |
| | | | (Report on Summary of So | | lule | | 400.00 | |

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Form B6F (12/03)

| In re | Jay R. Jernstrom, | | Case No. | |
|-------|--------------------|---------|----------|--|
| | Cynda M. Jernstrom | | | |
| _ | | Debtors | , | |

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community maybe liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| CREDITOR'S NAME, | C | Н | sband, Wife, Joint, or Community | Č | Ñ | D | |
|---|----------|-------------|----------------------------------|---------------|-----------------------|----------|-----------------|
| AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | C A H | | ONTINGEN | UNLIGUIDA | DISPUTED | AMOUNT OF CLAIM |
| Account No. 2600753470009 | | | Membership | ٦× | D A T E D | | |
| Bally Total Fitness 12440 Imperial Hwy Ste. 300 Norwalk, CA 90650 | | W | | | D | | |
| Account No. 4305-5000-9541-9183 | | H | Credit Card | | _ | <u> </u> | 1,163.00 |
| Bank of America NA PO Box 1597 Norfolk, VA 23501 | | н | | | | | |
| | | | | | | | 10,511.49 |
| Account No. 570014 BP/Citi PO Box 6003 Hagerstown, MD 21747 | | W | Credit Card | | | | |
| | | | | | | _ | 3.00 |
| Account No. 4388-6418-5657-2438 Capital One 4851 Cox Road #1203 Glen Allen, VA 23060 | | W | Credit Card | | | | 913.00 |
| _3 continuation sheets attached | | - | (Total o | Sub f this | | | 12,590.49 |

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Form B6F - Cont. (12/03)

| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| | Cynda M. Jernstrom | |

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

| | | | | _ | | | |
|--|----------|-------------|---|-----------|------------------|--------|-----------------|
| CREDITOR'S NAME, | C | Hu | sband, Wife, Joint, or Community | C | U | D | |
| AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.) | CODEBTOR | C A M | | OOZH_ZGWZ | UNLLQULDA | SPUTED | AMOUNT OF CLAIM |
| Account No. 5178-0523-0608-2203 | | | Credit Card | Т | A T E D | | |
| Capital One Bank 4851 Cox Road #1203 Glen Allen, VA 23060 | | Н | | | D | | 374.69 |
| Account No. 5291-0714-3601-6230 | | | Credit Card | | | | |
| Capital One Bank 4851 Cox Road #1203 Glen Allen, VA 23060 | | Н | | | | | |
| | | | | | | | 1,200.78 |
| Account No. 5178-0072-5002-1474 | | | Credit Card | | | | |
| First Premier Bank 900 West Delaware Street Sioux Falls, SD 57104 | | w | | | | | 484.00 |
| Account No. 870006 | | | Collection - FMS Inc. Formerly Bankfirst Credit | | | | 404.00 |
| FMS Inc. PO Box 707600 Tulsa, OK 74170-7600 | | w | Card | | | | 210.00 |
| Account No. 5413-3650-0129-5796 | | | Credit Card | | | | |
| HSBC NV PO Box 98706 Las Vegas, NV 89193-8706 | | w | | | | | 1,866.00 |
| Sheet no1 of _3 sheets attached to Schedule of | | | | ubt | | | 4,135.47 |
| Creditors Holding Unsecured Nonpriority Claims | | | (Total of the | nis j | pag | e) | ., |

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Form B6F - Cont. (12/03)

| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| | Cynda M. Jernstrom | |

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

| CREDITOR'S NAME, | C | Нι | sband, Wife, Joint, or Community | Ç | U | D | |
|--|---------|-------------|--|-------------|--------------|--------|-----------------|
| AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.) | ODEBTOR | J M H | IS SUBJECT TO SETOFF, SO STATE. | CONTINGENT | OZL-GU-DAFED | SPUTED | AMOUNT OF CLAIM |
| Account No. 1317133 | | | Medical Services - Collection for Med1 | Т | T E | | |
| Med Collections Services 725 South Wells Street Suite 700 Chicago, IL 60607-4521 | | w | Imaging Radiologists LLC | | D | | 62.00 |
| Account No. 5152384 | | | Collection for Resurrection St. Joseph | | П | | |
| MRSI 2200 East Devon Avenue Suite 288 Des Plaines, IL 60018 | | w | Hospital | | | | |
| | | | | | | | 311.00 |
| Account No. 556442041 NCO FIN/99 PO Box 41466 Philadelphia, PA 19101 | | w | Collection for U-Haul Corporation | | | | |
| | | | | | | | 239.00 |
| Account No. 4479-4827-0093-7075 | | | Credit Card | | | | |
| Providian PO Box 9007 Pleasanton, CA 94566 | | Н | | | | | |
| | | | | | | | 8,317.91 |
| Account No. 432807020043 Providian Financial PO Box 9180 Pleasanton, CA 94566 | | w | Credit Card | | | | 411.00 |
| | | | | <u>L</u> | oxdot | L | 411.00 |
| Sheet no. 2 of 3 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims | | | S (Total of t | Subt his | | | 9,340.91 |

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Form B6F - Cont. (12/03)

| In re | Jay R. Jernstrom, | Case No. |
|-------|--------------------|----------|
| | Cynda M. Jernstrom | |

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

| | 1 | | | 1 | | _ | Γ |
|---|----------|--------|-----------------------------------|------------|-------|---------|-----------------|
| CREDITOR'S NAME, | 0 | Hu | sband, Wife, Joint, or Community | 0 | N | l | |
| AND MAILING ADDRESS | CODEBTOR | Н | DATE CLAIM WAS INCURRED AND | N | Ļ | DISPUTE | |
| INCLUDING ZIP CODE, | B | W J | CONSIDERATION FOR CLAIM. IF CLAIM | l i | Q | Ų | AMOUNT OF CLAIM |
| AND ACCOUNT NUMBER (See instructions.) | o | C | IS SUBJECT TO SETOFF, SO STATE. | Ğ | Ĭ | Ė | AMOUNT OF CLAIM |
| · · | R | Ĺ | | CONTINGENT | DATED | D | |
| Account No. 5189-1310-0617-5181 | | | Credit Card | T | T | | |
| | 1 | | | | D | | |
| PVN/C | | | | | | | |
| PO Box 9201 | | w | | | | | |
| Old Bethpage, NY 11804-9001 | | | | | | | |
| | | | | | | | |
| | | | | | | | 136.00 |
| | | | | | | | 130.00 |
| Account No. 2880929726 | | | Electric Service | | | | |
| | 1 | | | | | | |
| Wisconsin Electric | | | | | | | |
| 333 Everett Street | | w | | | | | |
| PO Box 2046 | | | | | | | |
| Milwaukee, WI 53290-1000 | | | | | | | |
| Milwadkec, 111 33230 1000 | | | | | | | 455.00 |
| | | | | | | | 155.00 |
| Account No. | | | | | | | |
| | 1 | | | | | | |
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| Account No. | | | | | | | |
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| Account No. | | | | | | | |
| | 1 | 1 | | | | | |
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| | | | | | | | |
| | | | | | | | |
| Sheet no. 3 of 3 sheets attached to Schedule of | | | | Subt | ota | 1 | |
| | | | | | | | 291.00 |
| Creditors Holding Unsecured Nonpriority Claims | | | (Total of t | IIIS | pag | (e) | |
| | | | | Τ | ota | ıl | |
| | | | (Report on Summary of So | hec | lule | es) | 26,357.87 |

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| In re | Jay R. Jernstrom, | Case No |
|-------|--------------------|---------|
| | Cynda M. Jernstrom | |

Debtors

SCHEDULE G. EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described.

NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

o continuation sheets attached to Schedule of Executory Contracts and Unexpired Leases

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| In re | Jay R. Jernstrom, Cynda M. Jernstrom | | Case No. | |
|-------|---|---------|----------|--|
| | | Debtors | · | |

Debtors

SCHEDULE H. CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

| Check this box | if | debtor | has | no | codebtors. |
|----------------|----|--------|-----|----|------------|
|----------------|----|--------|-----|----|------------|

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

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Form B6I (12/03)

| In re | Jay R. Jernstrom Cynda M. Jernstrom | | Case No. | |
|-------|--|-----------|----------|--|
| | | Debtor(s) | _ | |

SCHEDULE I. CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint position is filed, unless the groupes are sported and a joint position is not filed.

| whether or not a joint petition is f | iled, unless the spouses are separated and a joint | petition is not | filed. | | |
|--|---|--------------------|----------------------------------|----------------|----------------------------------|
| Debtor's Marital Status: | DEPENDENTS OF | DEBTOR AN | ND SPOUSE | | |
| Married | RELATIONSHIP Son | AGE 5 | ; | | |
| EMPLOYMENT | DEBTOR | | SPOUSE | | |
| | Recruiter | Store Mana | ger | | |
| Name of Employer | Hudson Global Resources | Cost Plus V | Vorld Market | | |
| How long employed | 2 Years | 6.5 Years | | | |
| Address of Employer | | | | | |
| INCOME: (Estimate of average | monthly income) | | DEBTOR | | SPOUSE |
| | lary, and commissions (pro rate if not paid month | nly) \$ | 6,430.75 | \$ | 3,754.69 |
| Estimated monthly overtime | | \$ | 0.00 | \$ | 0.00 |
| SUBTOTAL | | \$ | 6,430.75 | \$ | 3,754.69 |
| LESS PAYROLL DEDUCT a. Payroll taxes and social s b. Insurance c. Union dues d. Other (Specify) Exp | | \$ \$ \$ | 1,950.47 0.00 0.00 0.00 | \$ \$ \$ | 673.50 230.52 0.00 6.90 |
| | | \$ | 0.00 | \$ | 0.00 |
| SUBTOTAL OF PAYROLI | DEDUCTIONS | \$ | 1,950.47 | \$ | 910.92 |
| TOTAL NET MONTHLY TAK | E HOME PAY | \$ | 4,480.28 | \$ | 2,843.77 |
| | of business or profession or farm (attach detailed | statement) \$ | 0.00 | \$ | 0.00 |
| Income from real property | | \$ | 0.00 | \$ | 0.00 |
| Interest and dividends | | \$ | 0.00 | \$ | 0.00 |
| of dependents listed above | t payments payable to the debtor for the debtor's . | use or that | 0.00 | \$ | 0.00 |
| Social security or other governm | ent assistance | ¢ | 0.00 | Φ | 0.00 |
| (Specify) | | | 0.00 | ъ <u> </u> | 0.00 |
| Pension or retirement income | | <u> </u> | 0.00 | \$ <u></u> | 0.00 |
| Other monthly income | | φ | | Φ | 0.00 |
| (Specify) | | \$ | 0.00 | \$ | 0.00 |
| | | \$ | 0.00 | \$ | 0.00 |
| TOTAL MONTHLY INCOME | | \$ | 4,480.28 | \$ | 2,843.77 |
| TOTAL COMBINED MONTHI | LY INCOME \$ 7,324. | .05 (F | Report also on Sun | nmary c | of Schedules) |

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

Debtor Husband's Income is based in large part by comissions (Debtor Husband's salary is \$40,000.00 per year) he receives from placing Engineers with various companies and varies greatly from month to month. Debtor Wife's income includes bonuses based on the performance of her store in relation to other stores operated by her employer, she is not guaranteed a bonus and there are many quarters in which she receives no bonus.

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| | Jay R. Jernstrom | | | |
|-------|--------------------|-----------|----------|--|
| In re | Cynda M. Jernstrom | | Case No. | |
| | | Debtor(s) | | |

SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

| Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's farmade bi-weekly, quarterly, semi-annually, or annually to show monthly rate. Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Compexpenditures labeled "Spouse." | · | e any payments |
|---|-----------------|----------------|
| | | |
| | lete a separate | schedule of |
| Rent or home mortgage payment (include lot rented for mobile home) | \$ | 1,731.90 |
| Are real estate taxes included? Yes No X | | |
| Is property insurance included? Yes NoX | | |
| Utilities: Electricity and heating fuel | \$ | 275.00 |
| Water and sewer | \$ | 0.00 |
| Telephone | \$ | 0.00 |
| Other See Detailed Expense Attachment | \$ | 253.00 |
| Home maintenance (repairs and upkeep) | \$ | 75.00 |
| Food | \$ | 600.00 |
| Clothing | \$ | 150.00 |
| Laundry and dry cleaning | \$ | 95.00 |
| Medical and dental expenses | \$ | 35.00 |
| Transportation (not including car payments) | \$ | 475.00 |
| Recreation, clubs and entertainment, newspapers, magazines, etc. | \$ | 0.00 |
| Charitable contributions | \$ | 150.00 |
| Insurance (not deducted from wages or included in home mortgage payments) | | |
| Homeowner's or renter's | \$ | 50.00 |
| Life | \$ | 0.00 |
| Health | \$ | 0.00 |
| Auto | \$ | 91.67 |
| Other | \$ | 0.00 |
| Taxes (not deducted from wages or included in home mortgage payments) | | |
| (Specify) Real Estate Taxes | \$ | 175.00 |
| Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) | | |
| Auto | \$ | 0.00 |
| Other See Detailed Expense Attachment | \$ | 2,393.54 |
| Alimony, maintenance, and support paid to others | \$ | 0.00 |
| Payments for support of additional dependents not living at your home | \$ | 0.00 |
| Regular expenses from operation of business, profession, or farm (attach detailed statement) | \$ | 0.00 |
| Other Personal Grooming, Haircare, Postage, Pet Care & Vet, etc. | \$ | 150.00 |
| Other | \$ | 0.00 |
| TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) | \$ | 6,700.11 |
| TEOD CHAPTED 12 AND 12 DEPTODS ONLY! | | |
| [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, many many many many many many many many | onthly annual | lly or at some |
| other regular interval. | ontiny, amiaa | ny, or at some |
| A. Total projected monthly income | \$ | 7,324.05 |
| B. Total projected monthly expenses | \$ | 6,700.11 |
| C. Excess income (A minus B) | \$ | 623.94 |
| D. Total amount to be paid into plan each Monthly | \$ | 623.00 |

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Jay R. Jernstrom Cynda M. Jernstrom In re

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Case No.

\$

2,393.54

Debtor(s)

SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Detailed Expense Attachment

Other Utility Expenditures:

Total Other Installment Payments

| Cell Phones Used for Work and Home | \$ | 130.00 |
|---|----------------|--------|
| Cable for Reception and Internet for Work at Home | \$ | 123.00 |
| Total Other Utility Expenditures | \$ | 253.00 |
| Other Installment Payments: | | |
| Childcare/After School Care (\$200.00/wk X 50 wk) | \$ | 833.34 |
| Second Mortgage | | 000.0- |
| occoria mortgage | J) | 597.20 |
| Condo Association Fees | \$ | |
| | \$ \$ \$ | 597.20 |

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United States Bankruptcy Court Northern District of Illinois

| In re | Cynda M. Jernstrom | | Case No. | |
|--------|--------------------|-----------|----------|----|
| 111.10 | | Debtor(s) | Chapter | 13 |

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 19 sheets [total shown on summary page plus 1], and that they are true and correct to the best of my knowledge, information, and belief.

| Date | October 10, 2005 | Signature | /s/ Jay R. Jernstrom | |
|------|------------------|-----------|------------------------|--|
| | | | Jay R. Jernstrom | |
| | | | Debtor | |
| Date | October 10, 2005 | Signature | /s/ Cynda M. Jernstrom | |
| | | J | Cynda M. Jernstrom | |
| | | | Joint Debtor | |

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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Form 7 (12/03)

United States Bankruptcy Court Northern District of Illinois

| In re | Jay R. Jernstrom Cynda M. Jernstrom | Case No. | | | |
|-------|--|-----------|---------|----|--|
| | - | Debtor(s) | Chapter | 13 | |

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE (if more than one)
\$77,889.00 Employment Income 2003
\$108,087.00 Employment Income 2004
\$91,668.90 Employment Income 2005

2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

3. Payments to creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR Capital One c/o Blatt Hasenmiller Liebsker & Moore LLC 125 South Wacker Drive Suite 400 Chicago, IL 60606

DATES OF AMOUNT STILL AMOUNT PAID **PAYMENTS OWING** September 30, 2005 \$1,740.46 \$0.00

not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

AMOUNT STILL **OWING**

2

4. Suits and administrative proceedings, executions, garnishments and attachments

None

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or

CAPTION OF SUIT AND CASE NUMBER Capital One v. Cynda M.

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATION

STATUS OR DISPOSITION

Jernstrom, 05 M1 159305

Collection

Cook County, Municipal One

Filed August 23, 2005/Debtor **Paid Amount Claimes**

\$1.740.46

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately

preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF **PROPERTY**

5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF REPOSSESSION,

NAME AND ADDRESS OF CREDITOR OR SELLER

FORECLOSURE SALE, TRANSFER OR RETURN DESCRIPTION AND VALUE OF **PROPERTY**

6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

> DATE OF ASSIGNMENT

NAME AND ADDRESS OF ASSIGNEE

TERMS OF ASSIGNMENT OR SETTLEMENT

3

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION NAME AND ADDRESS OF COURT

DATE OF DESCRIPTION AND VALUE OF CASE TITLE & NUMBER ORDER **PROPERTY**

7. Gifts

OF CUSTODIAN

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION St. Clement's Parish

RELATIONSHIP TO DEBTOR, IF ANY **Debtor's Parish**

DATE OF GIFT **Monthly Tithing** DESCRIPTION AND VALUE OF GIFT \$150.00 per Month

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Burns & Wincek, Ltd. 53 West Jackson Boulevard Suite 560 Chicago, IL 60604-3421

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR October 10, 2005

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY None other than as stated on 2016(b).

10. Other transfers

None

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

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11. Closed financial accounts

None

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

4

NAME AND ADDRESS OF INSTITUTION

12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year

immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the

commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

LOCATION OF PROPERTY

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF OWNER PROPERTY

15. Prior address of debtor

None If th

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY
420 West Aldine Same 03/97-08/02

Unit 405

Chicago, IL 60657

6274 West Oakdale Same 08/02 - 08/04

Unit 4

Chicago, IL 60657

0657

16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF **ENVIRONMENTAL** SITE NAME AND ADDRESS **GOVERNMENTAL UNIT** NOTICE LAW

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF **ENVIRONMENTAL** DATE OF SITE NAME AND ADDRESS **GOVERNMENTAL UNIT** NOTICE LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

5

18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

TAXPAYER **BEGINNING AND ENDING** NAME I.D. NO. (EIN) **ADDRESS** NATURE OF BUSINESS DATES

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME **ADDRESS**

6

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within the six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or otherwise self-employed.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements

None

a. List all bookkeepers and accountants who within the two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

DATES SERVICES RENDERED NAME AND ADDRESS

None b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME **ADDRESS** DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME **ADDRESS**

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.

NAME AND ADDRESS DATE ISSUED

INVENTORY SUPERVISOR

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory,

and the dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY

None

DATE OF INVENTORY

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY **RECORDS**

21. Current Partners, Officers, Directors and Shareholders

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns. controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NATURE AND PERCENTAGE NAME AND ADDRESS TITLE OF STOCK OWNERSHIP

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22. Former partners, officers, directors and shareholders

None

None

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME ADDRESS DATE OF WITHDRAWAL

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

ininediately preceding the commencement of this case.

NAME AND ADDRESS TITLE DATE OF TERMINATION

23. Withdrawals from a partnership or distributions by a corporation

None

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER

25. Pension Funds.

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date October 10, 2005 Signature /s/ Jay R. Jernstrom

Jay R. Jernstrom

Debtor

Date October 10, 2005 Signature /s/ Cynda M. Jernstrom

Cynda M. Jernstrom

Joint Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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United States Bankruptcy Court

Northern District of Illinois

| In re | Jay R. Jernstrom Cynda M. Jernstrom | | Case No | | |
|-------------|---|---|--|--|------|
| | | Debtor(s) | Chapter | 13 | |
| | DISCLOSURE OF COMPEN | SATION OF ATTO | RNEY FOR I | DEBTOR(S) | |
| (| Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows: | | | | |
| | For legal services, I have agreed to accept | | \$ | 2,200.00 | |
| | Prior to the filing of this statement I have received | | \$ | 1,306.00 | |
| | Balance Due | | \$ | 894.00 | |
| 2. ′ | The source of the compensation paid to me was: | | | | |
| | ■ Debtor □ Other (specify): | | | | |
| 3. ′ | The source of compensation to be paid to me is: | | | | |
| | ■ Debtor □ Other (specify): | | | | |
| 4. | ■ I have not agreed to share the above-disclosed compe | nsation with any other persor | unless they are me | mbers and associates of my law f | irm. |
| | ☐ I have agreed to share the above-disclosed compensa copy of the agreement, together with a list of the name | | | | 1. A |
| 1 (| In return for the above-disclosed fee, I have agreed to renda. Analysis of the debtor's financial situation, and render b. Preparation and filing of any petition, schedules, states. Representation of the debtor at the meeting of creditor d. [Other provisions as needed] Negotiations with secured creditors to reaffirmation agreements and application 522(f)(2)(A) for avoidance of liens on hou | ing advice to the debtor in de ment of affairs and plan which is and confirmation hearing, a reduce to market value; ons as needed; preparate | termining whether h may be required; and any adjourned h | o file a petition in bankruptcy; earings thereof; aning; preparation and filin | |
| 5.] | By agreement with the debtor(s), the above-disclosed fee of Representation of the debtors in any disconnection any other adversary proceeding. | does not include the followin | | nces, relief from stay action | s or |
| | | CERTIFICATION | | | |
| | I certify that the foregoing is a complete statement of any ankruptcy proceeding. | y agreement or arrangement | for payment to me | for representation of the debtor(s | in |
| Dated | l: October 10, 2005 | /s/ Todd M. Wind | ek# | | |
| | | Todd M. Wincek Burns & Wincek 53 W. Jackson Suite 560 Chicago, IL 6060 | , Ltd. 04 | | |
| | | 312-880-0195 F | ax: 312-880-0196 | | |

bandwlaw@sbcglobal.net

02/03/04 rev.

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN **CHAPTER 13 DEBTORS AND THEIR ATTORNEYS** (Model Retention Agreement)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to expect certain services to be performed by their attorneys, but again, debtors have responsibilities to their attorneys also. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

BEFORE THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)

- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.
- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

AFTER THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.

THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case before the bankruptcy court.

ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES [Check one option.]

- Option A: flat fee through confirmation
- 1a. Pre-confirmation services. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case, unless otherwise ordered by the court. For all of the services outlined above, required to be provided before confirmation of a plan, the attorney will be paid a fee of \$ 2,200.00 . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for preconfirmation services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.
- 1b. *Post-confirmation services*. Compensation for services required after confirmation will be in such amounts as are allowed by the court, on application accompanied by an itemization of the services rendered, showing the date, time, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified that the debtor may appear in court to object.

- □ Option B: flat fee through case closing
- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of \$ _ N/A _ . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed before confirmation (Option A) or completion of plan payments (Option B), unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.

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- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. *Improper conduct by the debtor*. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

| Date: October 10, 2005 | | |
|--|--------------------------|--|
| Total fee to be paid for attorney's services: \$ _ 2,200.00 (Do not sign if this line is blank.) | | |
| Signed: | | |
| /s/ Jay R. Jernstrom | /s/ Todd M. Wincek # | |
| Jay R. Jernstrom | Todd M. Wincek # 6270832 | |
| | Attorney for Debtor(s) | |
| /s/ Cynda M. Jernstrom | • | |
| Cynda M. Jernstrom | | |
| Debtor(s) | | |

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United States Bankruptcy Court Northern District of Illinois

| In re | Jay R. Jernstrom Cynda M. Jernstrom | | Case No. | | |
|-------|--|--|------------------|--------------------------|----|
| | | Debtor(s) | Chapter | 13 | |
| | VERIFICATION OF CREDITOR MATRIX | | | | |
| | | Number of | f Creditors: | | 23 |
| | The above-named Debtor(s) (our) knowledge. | hereby verifies that the list of credi | tors is true and | correct to the best of n | ıy |
| Date: | October 10, 2005 | /s/ Jay R. Jernstrom | | | |
| | · | Jay R. Jernstrom | | | |
| | | Signature of Debtor | | | |
| Date: | October 10, 2005 | /s/ Cynda M. Jernstrom | | | |
| | | Cynda M. Jernstrom | | | |

Signature of Debtor

America Servicing Co. 7485 New Horizon Way Frederick, MD 21703

America's Servicing Company PO Box 37297 Baltimore, MD 21297-3297

Bally Total Fitness 12440 Imperial Hwy Ste. 300 Norwalk, CA 90650

Bank of America NA PO Box 1597 Norfolk, VA 23501

BP/Citi PO Box 6003 Hagerstown, MD 21747

Capital One 4851 Cox Road #1203 Glen Allen, VA 23060

Capital One Auto Finance 3901 Dallas Parkway Plano, TX 75093

Capital One Bank 4851 Cox Road #1203 Glen Allen, VA 23060

Countrywide Home Loans PO Box 5170 Simi Valley, CA 93062

First Premier Bank 900 West Delaware Street Sioux Falls, SD 57104 FMS Inc Attn: Lisa Barnes PO Box 707600 Tulsa, OK 74170

FMS Inc. PO Box 707600 Tulsa, OK 74170-7600

HSBC NV PO Box 98706 Las Vegas, NV 89193-8706

IRS - 7 N. Dist. of Illinois Stop 5014CHI 230 S. Dearborn Chicago, IL 60604

Med Collections Services 725 South Wells Street Suite 700 Chicago, IL 60607-4521

MRSI 2200 East Devon Avenue Suite 288 Des Plaines, IL 60018

NCO FIN/99 PO Box 41466 Philadelphia, PA 19101

Omni Credit Service 333 Bishops Way Brookfield, WI 53005-6226

Presidio/CM 101 Crossways Park Drive west Woodbury, NY 11797

Providian PO Box 9007 Pleasanton, CA 94566 Providian Financial PO Box 9180 Pleasanton, CA 94566

PVN/C PO Box 9201 Old Bethpage, NY 11804-9001

Wisconsin Electric 333 Everett Street PO Box 2046 Milwaukee, WI 53290-1000